

NAYS—none.

ABSENT—8.

Atlee,	Imboden,
Bowser,	Lawhon,
Goss,	Presler,
Greer,	Swayne.

EXCUSED—2.

Browning, Whitaker.

The Chair gave notice of signing and did sign, after their captions had been read.

House bill No. 356, "An act to prevent and punish persons enticing or decoying minors away from the custody of their parents or guardians, and to give certain benevolent institutions and orphans' homes the rights of guardians over minors surrendered to such institutions and homes for support and education," with Senate amendment.

Also House bill No. 458, entitled "An act to authorize the county commissioners court of the several counties of this State to issue courthouse and jail and bridge bonds, and to repeal all other laws authorizing the issuance of county courthouse and jail and bridge bonds."

Also House bill No. 705. "An act to define the jurisdiction of the county court of Dallas county, and to expressly confer jurisdiction thereon in specified criminal cases."

On motion of Senator Steele, the pending business was suspended and

House bill No. 360, being "An act to amend an act of the regular session of the Twenty-second Legislature, entitled an act to amend article 541a of the Revised Civil Statutes of the State of Texas, and to validate incorporations of towns and villages for free school purposes, heretofore made under certain conditions, approved April 10, 1891," taken up.

(Senators Imboden and Greer announced.)

The Chair laid the bill before the Senate, on its second reading.

Bill read the second time.

Senator Lewis offered the following amendment:

Amend by striking out in lines 13 and 14 and again in line 45 of section 1 the words "sixteen square miles," and insert in lieu thereof the following: "Three miles from the center of such town or village."

Pending consideration of which the Chair announced that the hour had arrived for the Senate to go into High Court of Impeachment and accordingly the Senate was resolved into court.

AFTER COURT—IN SENATE.

The Chair gave notice of signing House bill No. 577, a bill to be enti-

tled "An act to prevent the catching or taking of fish, except with the ordinary hook, line and pole, or trot line, and to prevent the use of traps, nets, seines, chinaberries, indiaberries or other poisonous substances, or dynamite, giant powder, nitro-glycerine or other explosive compounds in any waters in Cherokee county, Texas, for the purpose of catching or taking of fish therefrom," and signed same after its caption had been read.

On motion of Senator Dean the Senate adjourned to 9 a. m. to-morrow.

NINETY-FIFTH DAY.

SENATE CHAMBER,

AUSTIN, TEXAS, May 3, 1893.

Senate met pursuant to adjournment.

Lieutenant-Governor Crane in the chair.

Roll called.

Quorum present, the following Senators answering to their names:

PRESENT—25.

Agnew,	Kearby,
Atlee,	Lawhon,
Baldwin,	Lewis,
Bowser,	McComb,
Cranford,	McKinney,
Crowley,	Shelburne,
Dean,	Simpson,
Dickson,	Smith,
Douglass,	Steele,
Greer,	Tips,
Hutchison,	Woods,
Imboden,	Yoakum.
Jester,	

ABSENT—4.

Boren,	Presler,
Goss,	Swayne.

EXCUSED—2.

Browning, Whitaker.

Prayer by the Chaplain, Dr. Briggs, as follows:

Our Father, Thou hast promised to all who put their trust in Thee that as their days are so shall their strength be. Keep Thy word with us for this day. Grant us all needed wisdom and supply all strength and comfort. Emancipate every soul and lead it forth into all the width and glory of the kingdom of truth. Inspire the mind, the heart, the will, that there may be wise thought, un-failing charity and unshaken resolution. May the day's work honor God and bless mankind, we ask for Thy name's sake. Amen.

The journal of yesterday not being

on hand, the reading of same was passed.

The hour fixed by rule for the Senate to go into Court of Impeachment having arrived, the President declared the court in session.

AFTER COURT—IN SENATE.

EXECUTIVE MESSAGE.

EXECUTIVE OFFICE,
AUSTIN, TEXAS, May 3, 1893.

To the Senate of the State of Texas:

I ask your advice and consent to the appointment of R. S. Neblett, S. A. Pace and A. S. Gill of Navarro county to be the board of managers of the State Orphan asylum.

Respectfully,

J. S. Hogg,
Governor of Texas.

On motion of Senator Atlee, to-morrow, immediately after the adjournment of the morning session of the court, was fixed as the hour to go into executive session on the above appointments.

On motion of Senator Dean, the Senate adjourned to 3 p. m.

AFTERNOON SESSION.

Senate met pursuant to adjournment.

Lieutenant Governor Crane in the chair.

Roll called.

Quorum present, the following Senators answering to their names:

PRESENT—26.

Agnew,	Jester,
Atlee,	Kearby,
Baldwin,	Lawhon,
Boren,	Lewis,
Bowser,	McComb,
Cranford,	McKinney,
Crowley,	Shelburne,
Dean,	Simpson,
Dickson,	Smith,
Douglass,	Steele,
Greer,	Tips,
Hutchison,	Woods,
Imboden,	Yoakum.

ABSENT—3.

Goss,	Swayne.
Presler,	

EXCUSED—2.

Browning,	Whitaker.
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The hour being at hand when the Senate was to go into court,

Senator Jester moved that the court take a recess of ten minutes.

Carried.

HOUSE MESSAGE.

HOUSE OF REPRESENTATIVES,
AUSTIN, TEXAS, May 3, 1893.

Hon. M. M. Crane, President of the Senate:

SIR: I am directed by the House to inform the Senate of the passage by the House of the following bills, to-wit:

House bill No. 237, "An act to amend article 935, title 24, of the Revised Civil Statutes of Texas, providing for the keeping of the finance ledger, and adding thereto article 935a, 935b, 935c and 935d, providing that the clerk shall also make a quarterly statement of the receipts, expenditures and indebtedness of the county for each quarter, fixing the fees for the same, and providing a penalty for failing, neglecting or refusing to perform such duties, and to repeal all laws in conflict herewith."

Substitute House bill No. 116, "An act making an appropriation for the support of the State government for the years beginning March 1, 1893, and ending February 28, 1895, to cover deficiencies and for other purposes."

Senate bill No. 218, "An act to amend article 2389, chapter 3, title 42, of the Revised Civil Statutes of the State of Texas."

Senate bill No. 50, "An act to prevent the employment of Pinkertons, or other armed forces not residents of this State, by any persons, corporation or firm in the State," with amendments.

And that the House grants the request of the Senate for a free conference committee on the difference between the two houses on House bill No. 91, and confers such powers on the committee heretofore appointed.

And that the House refuses to concur in Senate amendments to House bill No. 276, and asks for a free conference committee, and appoints Messrs. Broocks, Dodd, Feagin of Polk, Smith of Smith and Gossett as such committee on part of the House.

Respectfully,

GEO. W. FINGER,
Chief Clerk House of Representatives.

IN SENATE.

Substitute House bill No. 116, entitled "An act making appropriations for the support of the State government for the years beginning March 1, 1893, and ending February 28, 1895, to cover deficiencies and for other purposes."

Read first time and referred to Committee on Finance.

House bill No. 238, "An act to

amend article 935, title 24 of the Revised Civil Statutes of the State of Texas, providing for the keeping of the finance ledger, and adding thereto articles 935a, 935b, 935c and 935d, providing that the clerks shall also make a quarterly statement of the receipts, expenditures and indebtedness of the county for each quarter, fixing the fees for the same and providing a penalty for failing, neglecting or refusing to perform such duties, and to repeal all laws in conflict herewith."

Read first time and referred to Committee on Finance.

Senator Jester sent up the following report:

COMMITTEE ROOM,
AUSTIN, TEXAS, May 3, 1893.

Hon. M. M. Crane, President of the Senate:

Your Committee on Finance, to whom was referred

Substitute House bill No. 116, entitled "An act making appropriations for the support of the State government for the years beginning March 1, 1893, and ending February 28, 1895, to cover deficiencies and for other purposes,"

Have had the same under consideration, and instruct me to report it back to the Senate with the recommendation that it do pass with the accompanying amendments for section 1 of said House bill.

JESTER, Chairman.

On motion of Senator Jester, regular business was suspended and substitute House bill No. 116 House appropriation bill) taken up.

On motion of Senator Jester, the constitutional rule requiring bills to be read on three several days in each house was suspended and the bill put on its second reading by the following vote:

YEAS—24.

Agnew,	Jester,
Atlee,	Kearby,
Baldwin,	Lawhon,
Boren,	McComb,
Bowser,	McKinney,
Cranford,	Shelburne,
Dean,	Simpson.
Dickson,	Smith,
Douglass,	Steele,
Greer,	Tips,
Hutchison,	Woods,
Imboden,	Yoakum.

NAYS—none.

ABSENT—5.

Crowley,	Presler,
Goss,	Swayne.
Lewis,	

EXCUSED—2.

Browning, Whitaker.

Read second time, with committee amendments.

Committee amendments adopted.

By Senator Dean:

Striking out all of that part of the report referring to the Railroad Commission except the \$12,000 for pay of the commissioners.

Senator Steele moved to table the amendment.

Tabled by the following vote:

YEAS—18.

Agnew,	Jester,
Baldwin,	Kearby,
Boren,	Lawhon,
Cranford,	McKinney,
Crowley,	Smith,
Dickson,	Steele,
Douglass,	Tips,
Hutchison,	Woods,
Imboden,	Yoakum.

NAYS—6.

Atlee,	McComb,
Dean,	Shelburne,
Greer,	Simpson.

ABSENT—5.

Bowser,	Presler,
Goss,	Swayne.
Lewis,	

EXCUSED—2.

Browning, Whitaker.

The Chair announced that the ten minutes' recess had expired.

Senator Yoakum moved that the court take a further recess of ten minutes.

Carried.

By Senator Simpson:

Amend by inserting after "miscellaneous," page 34, the following:

"That the fees of the Secretary of State to the amount of \$80,000, together with the rentals from the temporary capitol building, and from all vacant lots or parts of lots and blocks in the city of Austin belonging to the State, not now occupied by the State and used by it, or occupied by church edifices, be and the same is hereby appropriated to the support and maintenance of the Confederate home for the two years ending March 1, 1895."

Adopted.

Pending further action the Chair gave notice of signing

House bill No. 579, "An act to prescribe the time of holding the terms of the district court in the Eleventh judicial district."

Also, House bill No. 708, "An act for the relief of citizens of Cisco and Eastland county, who are sufferers from the

tornado on the night of April 28, 1893, and to appropriate ten thousand (\$10,000) dollars therefor," and signed same after their captions had been read.

Senator Imboden offered to amend the pending appropriation bill as follows:

Strike out "\$20,000 for wells, etc., at Prairie View Normal School," and insert "\$6000."

On motion of Senator Jester the amendment was tabled.

Bill passed to its third reading.

On motion of Senator Jester the constitutional rule requiring bills to be read on three several days was suspended and the bill put upon its third reading and final passage by the following vote:

YEAS—24.

Agnew,	Jester,
Atlee,	Kearby,
Baldwin,	Lawhon,
Boren,	Lewis,
Bowser,	McComb,
Cranford,	McKinney,
Crowley,	Simpson,
Dickson,	Smith,
Douglass,	Steele,
Greer,	Tips,
Hutchison,	Woods,
Imboden,	Yoakum.

NAYS—2.

Dean,	Shelburne.
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ABSENT—3.

Goss,	Swayne.
Presler,	

EXCUSED—2.

Browning,	Whitaker.
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The Chair announced that the recess taken had expired.

Senator Lewis moved that the court take an additional recess to 3:45.

Carried.

Bill (appropriation) read third time and passed by the following vote:

YEAS—22.

Agnew,	Kearby,
Atlee,	Lawhon,
Baldwin,	Lewis,
Boren,	McComb,
Cranford,	McKinney,
Dickson,	Simpson,
Douglass,	Smith,
Greer,	Steele,
Hutchison,	Tips,
Imboden,	Woods,
Jester,	Yoakum.

NAYS—2.

Dean,	Shelburne.
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PRESENT, NOT VOTING—1.

Crowley.

ABSENT—4.

Bowser,	Presler,
Goss,	Swayne.

EXCUSED—2.

Browning,	Whitaker.
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On motion of Senator Cranford, regular business was suspended and House bill No. 552, entitled "An act to amend sections 2, 3, 4, 24, 30, 37, 55, 64, 78, 80, 81 and 82 of an act entitled an act to incorporate the city of Fort Worth, and to grant a charter to said city, approved March 20, 1889, and by adding thereto sections 128a and 159b," taken up by the following vote:

YEAS—18.

Agnew,	Lawhon,
Baldwin,	McComb,
Cranford,	Shelburne,
Dickson,	Simpson,
Greer,	Smith,
Hutchison,	Steele,
Imboden,	Tips,
Jester,	Woods,
Kearby,	Yoakum.

NAYS—3.

Boren,	McKinney.
Dean,	

ABSENT—8.

Atlee,	Goss,
Bowser,	Lewis,
Crowley,	Presler,
Douglass,	Swayne,

EXCUSED—2.

Browning,	Whitaker.
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Bill read second time with committee amendments.

Committee amendments adopted.

Bill passed to its third reading.

On motion of Senator Imboden the constitutional rule requiring bills to be read on three several days was suspended, and the bill put upon its third reading and final passage by the following vote:

YEAS—20.

Agnew,	Kearby,
Baldwin,	Lawhon,
Boren,	McComb,
Bowser,	McKinney,
Cranford,	Shelburne,
Dickson,	Simpson,
Douglass,	Smith,
Greer,	Steele,
Hutchison,	Tips,
Imboden,	Woods.

NAYS—1.

Dean.

ABSENT—8.

Atlee,	Lewis,
Crowley,	Presler,
Goss,	Swayne,
Jester,	Yoakum.

EXCUSED—2.

Browning, Whitaker.

Bill read third time and passed by the following vote:

YEAS—20.

Agnew,	Imboden,
Baldwin,	Kearby,
Boren,	Lawhon,
Bowser,	McComb,
Cranford,	Shelburne,
Dean,	Simpson,
Dickson,	Smith,
Douglass,	Steele,
Greer,	Tips,
Hutchison,	Woods,

NAYS—1.

McKinney.

ABSENT—8.

Atlee,	Lewis,
Crowley,	Presler,
Goss,	Swayne,
Jester,	Yoakum.

EXCUSED—2.

Browning, Whitaker.

Senator Cranford entered a motion to reconsider the vote by which the bill passed, and same was spread on the journal.

On motion of Senator Baldwin, regular business was suspended and

Senate bill No. 298, entitled "An act to relieve certain inhabitants in the town of Cisco, county of Eastland, from the payment of taxes assessed or that may be assessed against them for the year 1893, in consequence of a great public calamity," taken up.

Bill read second time.

The Chair announced the time 3:45, and the court in session.

AFTER COURT—IN SENATE.

The following House message was received:

HOUSE MESSAGE.

HOUSE OF REPRESENTATIVES.

AUSTIN, TEXAS, May 3, 1893.

Hon. M. M. Crane, President of the Senate:

SIR: I am directed by the House to inform the Senate that the House refuses to concur in Senate amendments to substitute House bill No. 116, the general appropriation bill, and asks for a free conference committee, and appoints Messrs. Henderson of Lamar, Truit, Slayden, Eiskine and Wheelless.

Respectfully,

GEO. W. FINGER.

Chief Clerk House of Representatives.

Senator Jester moved that the House's request for a free conference committee on Substitute House bill No. 116 (general appropriation bill) be granted.

Carried.

The Chair announced the following committee on part of the Senate, to-wit: Senators Jester, McKinney, Tips, Yoakum and Douglass.

By Senator Imboden:

Resolved, That the President of the Senate be authorized to appoint an additional stenographer to assist in reporting the evidence taken in the Court of Impeachment, to be paid out of the contingent expense account of the Senate such fees as are allowed by law.

Adopted.

Senator Lewis called up conference committee report on

Substitute Senate bills Nos. 29, 36, 82, 126 and 128, entitled "An act to divide the State of Texas into six supreme judicial districts; to provide for and establish a court of civil appeals in each of said districts; to prescribe the time of holding said courts, and to repeal all laws in conflict with the provisions of this act."

Senator Imboden moved to adopt the report.

Carried.

Senator Imboden moved to reconsider the vote by which the report was adopted.

Reconsidered.

The report was then adopted by the following vote:

YEAS—19.

Agnew,	Jester,
Atlee,	Lawhon,
Baldwin,	Lewis,
Bowser,	McComb,
Cranford,	Simpson,
Dean,	Smith,
Dickson,	Tips,
Greer,	Woods,
Hutchison,	Yoakum.
Imboden,	

NAYS—3.

Boren,	Steele.
Douglass,	

ABSENT—7.

Crowley,	Presler,
Goss,	Shelburne,
Kearby,	Swayne.
McKinney,	

EXCUSED—2.

Browning, Whitaker.

Senator Imboden then moved to reconsider the vote by which the report was adopted, and to lay that motion on the table.

Tabled.

On motion of Senator Imboden, the Senate adjourned to 9 a. m. to-morrow.